

House Local Government Subcommittee Am. #1

Amendment No. \_\_\_\_\_

  
Signature of Sponsor

<b>FILED</b>	
Date _____	
Time _____	
Clerk _____	
Comm. Amdt. _____	

**AMEND Senate Bill No. 2622**

**House Bill No. 2664\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-53-101, is amended by inserting the following language as a new, appropriately designated subdivision:

( ) "Retail business" means an establishment providing general retail sales, services, or rental from the premises, of goods or services, or both, not specifically classified in another commercial activity type;

SECTION 2. Tennessee Code Annotated, Section 7-53-305, is amended by adding the following new subsections:

(i)

(1) An industrial development corporation may negotiate a payment in lieu of tax agreement for less than the ad valorem taxes otherwise due for a retail business for a period longer than ten (10) years if:

(A) The corporation is a joint industrial development corporation with representation of all separate taxing jurisdictions within the county;

(B) The corporation has entered into an interlocal agreement with other taxing jurisdictions to establish criteria for any payment in lieu of tax agreements that might affect shared tax bases;

(C) The corporation has received written approval from each municipal and county mayor or executive, municipal and county legislative body, and local special school district in the county regarding payments in lieu of ad valorem taxes; or



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(D) The corporation pays the other affected local governments the amount of ad valorem taxes those governments would otherwise receive for the affected property based on its assessed value after the initial ten (10) years of the agreement.

(2) The requirements under this subsection (i) would not apply to payment in lieu of tax agreements affecting only the jurisdiction making the agreement.

(3) This subsection (i) does not apply in any county having a population of not less than nine hundred thousand (900,000), according to the 2010 or any subsequent federal census.

(j) Before an industrial development corporation approves a payment in lieu of tax agreement, the corporation shall hold a public hearing relating to the proposed agreement after publishing a notice of such public hearing in a newspaper of general circulation in the county at least one (1) day prior to the date of such public hearing. Such notice must include the time, place, and purpose of the public hearing.

SECTION 3. Tennessee Code Annotated, Section 7-53-305(e)(1), is amended by adding the following new subdivisions:

(M) The number of jobs created;

(N) The amount of capital investments made; and

(O) A calculation of the taxes that would have been due for each listed property if the properties were privately-owned or otherwise subject to taxation.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

Adopted 3/14/2018

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**AMEND Senate Bill No. 1475**

**House Bill No. 1464\***

by deleting Section 1 and substituting instead the following:

**SECTION 1.**

(a) The advisory commission on intergovernmental relations (TACIR) is directed to perform a study of defining the term "infrastructure" and to develop a definition of "infrastructure" that may be applied to the use of such term in Tennessee Code Annotated. This study shall be conducted from TACIR's existing resources.

(b) All appropriate state departments and agencies shall provide assistance to TACIR.

(c) TACIR shall report its findings and recommendations, including proposed legislation that includes a definition of the term "infrastructure", to the General Assembly by January 15, 2019.



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**AMEND Senate Bill No. 1879**

**House Bill No. 1920\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 13-3-403, is amended by deleting subsection (c) and substituting instead the following:

(c)

(1) Before adoption of its subdivision regulations or any amendment thereof, a public hearing thereon shall be held by the regional planning commission, thirty (30) days' notice of the time and place of which shall be given by one (1) publication in a newspaper of general circulation in each county lying wholly or partly in the region.

(2)

(A) The adoption of subdivision regulations or an amendment to existing subdivision regulations proposed by a regional planning commission shall not be given effect unless approved by the legislative body of each county and municipality lying wholly or partly within the region.

(B) This subdivision (c)(2) applies to a regional planning commission if the legislative body of each county and municipality lying wholly or partly within the region adopts a resolution or ordinance requiring approval of the regional planning commission's subdivision regulations or amendments to existing subdivision regulations.



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SECTION 2. Tennessee Code Annotated, Section 13-3-402(a)(1), is amended by inserting the language "or the staff of the regional planning commission if this responsibility has been delegated to the staff by the regional planning commission as provided in subsection (c)" after the language "until it has been approved by such regional planning commission".

SECTION 3. Tennessee Code Annotated, Section 13-3-402(a)(2), is amended by inserting the language "or the staff of the regional planning commission if this responsibility has been delegated to the staff by the regional planning commission as provided in subsection (c)" after the language "No plat shall be submitted to or approved by the regional planning commission".

SECTION 4. Tennessee Code Annotated, Section 13-3-402, is amended by adding the following as new subsections:

(c) A regional planning commission may delegate the responsibility for approval of a subdivision plat to the staff of the regional planning commission by a majority vote of the regional planning commission that is taken in a public meeting after being placed on the regional planning commission's meeting agenda and notice being provided as required for other matters before the regional planning commission.

(d) A regional planning commission may grant variances to subdivision regulations, if such variances are adopted at a public meeting of the commission.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.